Docket No.: 1324.048 U.S. Serial No. 10/598.046

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: STATHAM et al. Customer No.: 23405

Serial No.: 10/598,046 Confirmation No.: 9495

Filed: August 16, 2006 Group Art Unit: 3679

Title: SEALING OF PIPE TO SUMP Examiner: Unassigned

INTERFACES

To: Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

# CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence is being electronically transmitted to Mail Stop Petition, Commissioner for Padents, P.O. Box 1450, Alexandria, Virginia 2313-1450, on April (6, 2008.

Lee Palmateer Attorney for Applicant Registration No. 52,089

Date of Signature: April 6, 2008

# PETITION FOR ACCEPTANCE OF AN UNINTENTIONALLY DELAYED FOREIGN PRIORITY CLAIM PURSUANT TO 37 CFR § 1.55(c)

Dear Sir

The above-identified patent application was filed on August 16, 2006, as a 371 National Phase of PCT/GB2005/000554, filed on February 16, 2005, with an unexecuted Declaration, Application Data Sheet, and a Preliminary Amendment claiming priority to the PCT application. On December 20, 2007, Applicant filed a Communication transmitting the Executed Declaration. On March 27, 2008, our office received the Filing Receipt and Notice of

Acceptance, dated March 25, 2008, with incorrect priority information. Upon review of Applicant's file, it was discovered that the Application Data Sheet, Preliminary Amendment, and unexecuted and Executed Oath and Declaration contained a typographical error whereby the PCT Application number was entered incorrectly as PCT/GB2005/999554 instead of PCT/GB2005/000554.

#### Claim of Priority

The priority claim, as amended by the Supplemental Preliminary Amendment being filed contemporaneously herewith, a copy of which is annexed hereto, is as follows:

This application is a U.S. national stage filing under 35 U.S.C. § 371 of PCT Application Ser. No. PCT/GB2005/000554 having an international filing date of February 16, 2005, published in English under Publication No. WO 2005/080847 A1 on September 1, 2005, which claims priority from GB0403471.6 filed in the United Kingdom on February 17, 2004; the disclosures of these applications are hereby incorporated by reference in their entirety.

## Surcharge

The Commissioner is authorized to charge the surcharge in the amount of \$1,410 pursuant to 37 CFR § 1.17(t), to U.S. Deposit Account No. 08-1935. The Commissioner is authorized to charge any additional filing fees or credit any overpayments to U.S. Deposit Account No. 08-1935.

#### 37 CFR § 1.55(c)(3) Statement

The entire delay between the date the foreign priority claim was due under 37 CFR § 1.55(a)(1) and the date of this Petition was unintentional. The delay was caused by a typographical error, and this Petition was filed upon discovery of the delay. The first sentence of the Preliminary Amendment filed on August 16, 2006 cited the correct International Publication Number, which indirectly identifies the correct PCT Application Number. In addition, the "Remarks" section of the Preliminary Amendment cited the correct PCT Application Number.

Annexed hereto are copies of: (a) the Preliminary Amendment filed on August 16, 2006; and (b) the Supplemental Preliminary Amendment, which is being filed contemporaneously herewith, correcting the foreign priority claim of the Application.

Accordingly, Applicant respectfully requests that its claim of priority be accepted.

Respectfully submitted,

Lee Palmateer, Esq. Attorney for Applicant Registration No. 52,089

Dated: April 16, 2008

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